

REX LEASING

RECORDATION NO. 13694-13
Filed 1126

August 22, 1983 24 1983 -9 12 AM
3-236A050
INTERSTATE COMMERCE COMMISSION

No. AUG 24 1983

Date

Fee \$ 10.00

ICC Washington, D. C. CH

Mrs. Mildred Lee
Interstate Commerce Commission
Recordation Departement
Room 2227
12th and Consitution Ave., N.W.
Washington, D.C. 20423

Dear Mrs. Lee:

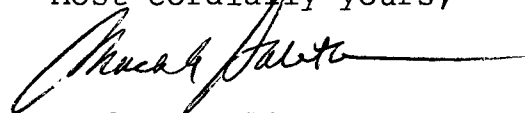
We have filed a lease agreement on July 7, 1982 with the ICC under recordation number 13694.

This agreement has been amended and we enclose an original and two copies of the letter amendment agreement which is dated August 10, 1983 and is properly notarized by both the Lessor and Lessee.

We also enclose a check to the order of the ICC for \$10.00 and would appreciate your recording same and returning the copies to us.

Thanking you for your fine cooperation.

Most cordially yours,



Mark A. Salitan
President

MAS:las
Enclosures

RECEIVED
AUG 24 9 00 AM '83
I.C.C.
FEE OPERATION BR.

REX LEASING

August 10, 1983

Mr. Jerry Ross, President
Dakota Rail
Box 306
Milbank, South Dakota 57252

RECORDATION NO. 13694-B Filed 1425

AUG 24 1983 9 10 AM

INTERSTATE COMMERCE COMMISSION

Dear Jerry:

As per our telephone conversations pertaining to the leasing of one hundred forty (140) covered hopper cars bearing the markings DKS 100-239 inclusive, it is agreed between the parties that Dakota Rail, Inc., has not opted to renew for an additional 66 months as provided in the last paragraph of Schedule I of the Lease Agreement between Rex Railways, Inc. and Dakota Rail, Inc. dated March 29, 1982 and the same paragraph in Schedules II dated June 23, 1982, Schedule III dated September 1, 1982, and Schedule IV dated October 29, 1982.

It is therefore agreed between the parties that the original Lease Agreements and Subsequent Schedules will be extended for one (1) year with all terms and conditions of the aforesaid Lease Agreement to remain the same with the following exceptions:

1) The last paragraph of Schedule I, II, III and IV will prevail as of October 31, 1984, or at the end of the one (1) year period beginning November 1, 1983 and ending October 31, 1984 as opposed to taking effect November 1, 1983.

2) Rex Railways, Inc. is assigning this Lease Agreement as mentioned above to one of its subsidiaries, Rex Leasing, Inc. who now becomes the Lessor of the cars.

Please sign and notarize four (4) copies of this letter agreement and return three (3) copies for our files.

Very truly yours,

Peter Schan

Peter Schan
Vice President

RUBIN SCHERTZ
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires May 16, 1987

PS:las
Enclosures

JEROME T. LAND
Notary Public, SO. DAK.
My Commission Expires Dec. 28, 1988

DAKOTA RAIL, INC.

BY: *Jerome D. Ross*

Jerome T. Land
Notary Public

REX LEASING, INC.

BY: *Peter Schan, VP*

Rubin Schertz
Notary Public

Interstate Commerce Commission
Washington, D.C. 20423

9/24/83

OFFICE OF THE SECRETARY

Mark A. Salitan, President
Rex Leasing, Inc.
616 Palisade Ave.
Englewood Cliffs, N.J. 07632

Dear **Sir:**

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on **8/24/83** at **9:10am**, and assigned re-recording number(s). **13694-B**

Sincerely yours,

Agatha L. Mergenovich
Agatha L. Mergenovich
Secretary

Enclosure(s)